CLOSED, USMJ_Webb

U.S. District Court
EASTERN DISTRICT OF NORTH CAROLINA (Western Division)
CIVIL DOCKET FOR CASE #: 5:11-cv-00083-BO

Buen Pastor Church, et al v. U.S. Customs & Border Protection et al
Assigned to: District Judge Terrence W. Boyle
Cause: 05:552 Freedom of Information Act

Date Filed: 02/28/2011
Date Terminated: 08/17/2011
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

Buen Pastor Church

represented by **Christopher Anderson Brook**
Southern Coalition for Social Justice
115 Market St., Suite 470
Durham, NC 27701
919-323-3380x113
Fax: 919-323-3942
Email: ChrisBrook@southerncoalition.org
ATTORNEY TO BE NOTICED

Plaintiff

Loida Lopez-Hinojosa

represented by **Christopher Anderson Brook**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Sara Lopez-Hinojosa

represented by **Christopher Anderson Brook**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Jorge Hernandez-Calderon represented by **Christopher Anderson Brook**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Elide Cruz Azua represented by **Christopher Anderson Brook**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Arturo Cabriales Gomez represented by **Christopher Anderson Brook**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Abigail Guzman Torres represented by **Christopher Anderson Brook**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Jeremias Villar Rodriguez represented by **Christopher Anderson Brook**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Azucena Vidal Tadeo represented by **Christopher Anderson Brook**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Hadai Ibarra Najera represented by **Christopher Anderson Brook**
(See above for address)

ATTORNEY TO BE NOTICED

Plaintiff

Juan Pacheco Ruiz represented by **Christopher Anderson Brook**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Miguel Cortez Perez represented by **Christopher Anderson Brook**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Amalia Hernandez De Los Santos represented by **Christopher Anderson Brook**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Maribel Basilio Anorve represented by **Christopher Anderson Brook**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Jacinto Pacheco represented by **Christopher Anderson Brook**
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ATTORNEY TO BE NOTICED

Plaintiff

Abigail Basilio Anorve represented by **Christopher Anderson Brook**
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ATTORNEY TO BE NOTICED

Plaintiff

Samuel Acencio Ibarra represented by **Christopher Anderson Brook**
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ATTORNEY TO BE NOTICED

Plaintiff

Judith Tadeo Basilio represented by **Christopher Anderson Brook**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Elizabeth Ascencio Ibarra represented by **Christopher Anderson Brook**
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

U.S. Customs & Border Protection represented by **Stephen A. West**
United States Attorney
310 New Bern Ave.
Suite 800
Raleigh, NC 27601
919-856-4048
Fax: 856-4821
Email: steve.west@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

U.S. Citizenship & Immigration Services represented by **Stephen A. West**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text

02/28/2011	1	COMPLAINT against U.S. Citizenship & Immigration Services, U.S. Customs & Border Protection (Filing fee $ 350 receipt number 0417-1518170.), filed by Buen Pastor Church, et al. (Attachments: # 1 Civil Cover Sheet, # 2 US Customs & Border Protection Summons, # 3 US CIS Summons, # 4 US AG Summons, # 5 US Attorney Summons) (Brook, Christopher) (Entered: 02/28/2011)
02/28/2011		NOTICE OF DEFICIENCY - Failure to File Financial Disclosure Statement as to Abigail Basilio Anorve, Maribel Basilio Anorve, Elide Cruz Azua, Judith Tadeo Basilio, Buen Pastor Church, Amalia Hernandez De Los Santos, Arturo Cabriales Gomez, Jorge Hernandez-Calderon, Elizabeth Ascencio Ibarra, Samuel Acencio Ibarra, Loida Lopez-Hinojosa, Sara Lopez-Hinojosa, Hadai Ibarra Najera, Jacinto Pacheco, Miguel Cortez Perez, Jeremias Villar Rodriguez, Juan Pacheco Ruiz, Azucena Vidal Tadeo, Abigail Guzman Torres. Pursuant to Fed. R. Civ. P. 7.1 and Local Civil Rule 7.3, all parties must file a corporate affiliate/financial interest disclosure statement. A negative statement is required if a party has no disclosures to make. The disclosure statement must be on a form provided by the clerk. This form is available at the clerks office and on the courts website. FURTHER, counsel failed to add the plaintiffs to the case. Clerk's Office added the plaintiffs for this case. FURTHER, counsel failed to sign and date the JS44 Civil Cover Sheet. Counsel is instructed to file a signed and dated cover sheet as soon as possible. (Heath, D.) (Entered: 02/28/2011)
03/01/2011	2	FINANCIAL DISCLOSURE STATEMENT by Abigail Basilio Anorve (Brook, Christopher) (Entered: 03/01/2011)
03/01/2011	3	FINANCIAL DISCLOSURE STATEMENT by Abigail Guzman Torres (Brook, Christopher) (Entered: 03/01/2011)
03/01/2011	4	FINANCIAL DISCLOSURE STATEMENT by Amalia Hernandez De Los Santos (Brook, Christopher) (Entered: 03/01/2011)
03/01/2011	5	FINANCIAL DISCLOSURE STATEMENT by Arturo Cabriales Gomez (Brook, Christopher) (Entered: 03/01/2011)
03/01/2011	6	FINANCIAL DISCLOSURE STATEMENT by Azucena Vidal Tadeo (Brook, Christopher) (Entered: 03/01/2011)
03/01/2011	7	FINANCIAL DISCLOSURE STATEMENT by Buen Pastor Church (Brook, Christopher) (Entered: 03/01/2011)
03/01/2011	8	FINANCIAL DISCLOSURE STATEMENT by Elide Cruz Azua (Brook, Christopher) (Entered: 03/01/2011)
03/01/2011		NOTICE OF DEFICIENCY re: Summons. The Summons were not flattened prior to docketing, therefore the information can be manipulated and/or changed. Please re-file the summons in a flattened version or simply fill out the form, print it, scan it and

		then upload the document. (Talbert, S.) (Entered: 03/01/2011)
03/01/2011	9	FINANCIAL DISCLOSURE STATEMENT by Elizabeth Ascencio Ibarra (Brook, Christopher) (Entered: 03/01/2011)
03/01/2011	10	FINANCIAL DISCLOSURE STATEMENT by Hadai Ibarra Najera (Brook, Christopher) (Entered: 03/01/2011)
03/01/2011	11	FINANCIAL DISCLOSURE STATEMENT by Jacinto Pacheco (Brook, Christopher) (Entered: 03/01/2011)
03/01/2011	12	FINANCIAL DISCLOSURE STATEMENT by Jeremias Villar Rodriguez (Brook, Christopher) (Entered: 03/01/2011)
03/01/2011	13	FINANCIAL DISCLOSURE STATEMENT by Jorge Hernandez-Calderon (Brook, Christopher) (Entered: 03/01/2011)
03/01/2011	14	FINANCIAL DISCLOSURE STATEMENT by Juan Pacheco Ruiz (Brook, Christopher) (Entered: 03/01/2011)
03/01/2011	15	FINANCIAL DISCLOSURE STATEMENT by Judith Tadeo Basilio (Brook, Christopher) (Entered: 03/01/2011)
03/01/2011	16	FINANCIAL DISCLOSURE STATEMENT by Loida Lopez-Hinojosa (Brook, Christopher) (Entered: 03/01/2011)
03/01/2011	17	FINANCIAL DISCLOSURE STATEMENT by Maribel Basilio Anorve (Brook, Christopher) (Entered: 03/01/2011)
03/01/2011	18	FINANCIAL DISCLOSURE STATEMENT by Miguel Cortez Perez (Brook, Christopher) (Entered: 03/01/2011)
03/01/2011	19	FINANCIAL DISCLOSURE STATEMENT by Samuel Acencio Ibarra (Brook, Christopher) (Entered: 03/01/2011)
03/01/2011	20	FINANCIAL DISCLOSURE STATEMENT by Sara Lopez-Hinojosa (Brook, Christopher) (Entered: 03/01/2011)
03/01/2011	21	AMENDED DOCUMENT *(SIGNED Civil Cover Sheet)* Amendment to 1 Complaint by Abigail Basilio Anorve, Maribel Basilio Anorve, Elide Cruz Azua, Judith Tadeo Basilio, Buen Pastor Church, Amalia Hernandez De Los Santos, Arturo Cabriales Gomez, Jorge Hernandez-Calderon, Elizabeth Ascencio Ibarra, Samuel Acencio Ibarra, Loida Lopez-Hinojosa, Sara Lopez-Hinojosa, Hadai Ibarra Najera, Jacinto Pacheco, Miguel Cortez Perez, Jeremias Villar Rodriguez, Juan Pacheco Ruiz,

		Azucena Vidal Tadeo, Abigail Guzman Torres. (Brook, Christopher) (Entered: 03/01/2011)
03/11/2011	22	AMENDED DOCUMENT *(Proposed Summons for US Citizenship and Immigration Services)* by Abigail Basilio Anorve, Maribel Basilio Anorve, Elide Cruz Azua, Judith Tadeo Basilio, Buen Pastor Church, Amalia Hernandez De Los Santos, Arturo Cabriales Gomez, Jorge Hernandez-Calderon, Elizabeth Ascencio Ibarra, Samuel Acencio Ibarra, Loida Lopez-Hinojosa, Sara Lopez-Hinojosa, Hadai Ibarra Najera, Jacinto Pacheco, Miguel Cortez Perez, Jeremias Villar Rodriguez, Juan Pacheco Ruiz, Azucena Vidal Tadeo, Abigail Guzman Torres. Amendment to 1 Complaint. (Brook, Christopher) (Entered: 03/11/2011)
03/11/2011	23	AMENDED DOCUMENT *(Proposed Summons for US Attorney)* by Abigail Basilio Anorve, Maribel Basilio Anorve, Elide Cruz Azua, Judith Tadeo Basilio, Buen Pastor Church, Amalia Hernandez De Los Santos, Arturo Cabriales Gomez, Jorge Hernandez-Calderon, Elizabeth Ascencio Ibarra, Samuel Acencio Ibarra, Loida Lopez-Hinojosa, Sara Lopez-Hinojosa, Hadai Ibarra Najera, Jacinto Pacheco, Miguel Cortez Perez, Jeremias Villar Rodriguez, Juan Pacheco Ruiz, Azucena Vidal Tadeo, Abigail Guzman Torres. Amendment to 1 Complaint. (Brook, Christopher) (Entered: 03/11/2011)
03/11/2011	24	AMENDED DOCUMENT *(Proposed Summons for US Customs and Border Protection)* by Abigail Basilio Anorve, Maribel Basilio Anorve, Elide Cruz Azua, Judith Tadeo Basilio, Buen Pastor Church, Amalia Hernandez De Los Santos, Arturo Cabriales Gomez, Jorge Hernandez-Calderon, Elizabeth Ascencio Ibarra, Samuel Acencio Ibarra, Loida Lopez-Hinojosa, Sara Lopez-Hinojosa, Hadai Ibarra Najera, Jacinto Pacheco, Miguel Cortez Perez, Jeremias Villar Rodriguez, Juan Pacheco Ruiz, Azucena Vidal Tadeo, Abigail Guzman Torres. Amendment to 1 Complaint. (Brook, Christopher) (Entered: 03/11/2011)
03/11/2011	25	AMENDED DOCUMENT *(Proposed Summons for US Attorney General) by Abigail Basilio Anorve, Maribel Basilio Anorve, Elide Cruz Azua, Judith Tadeo Basilio, Buen Pastor Church, Amalia Hernandez De Los Santos, Arturo Cabriales Gomez, Jorge Hernandez-Calderon, Elizabeth Ascencio Ibarra, Samuel Acencio Ibarra, Loida Lopez-Hinojosa, Sara Lopez-Hinojosa, Hadai Ibarra Najera, Jacinto Pacheco, Miguel Cortez Perez, Jeremias Villar Rodriguez, Juan Pacheco Ruiz, Azucena Vidal Tadeo, Abigail Guzman Torres. Amendment to 1 Complaint. (Brook, Christopher) (Entered: 03/11/2011)*
03/14/2011	26	Summons Issued as to U.S. Citizenship & Immigration Services, U.S. Customs & Border Protection, U.S. Attorney and U.S. Attorney General. (Talbert, S.) (Entered: 03/14/2011)
03/14/2011		Remark - Counsel should print summons to effect service. (Talbert, S.) (Entered: 03/14/2011)
04/19/2011	2	MOTION for Extension of Time to File Answer re 1 Complaint, by U.S. Citizenship & Immigration Services, U.S. Customs & Border Protection. (Attachments: # 1 Text

	7	of Proposed Order Allowing Extension of Time) (West, Stephen) (Entered: 04/19/2011)
04/20/2011		MOTION REFERRED to Dennis P. Iavarone, Clerk of Court: 27 MOTION for Extension of Time to File Answer to 1 Complaint. (Talbert, S.) (Entered: 04/20/2011)
04/25/2011	28	RESPONSE in Opposition re 27 MOTION for Extension of Time to File Answer re 1 Complaint, filed by Abigail Basilio Anorve, Maribel Basilio Anorve, Elide Cruz Azua, Judith Tadeo Basilio, Buen Pastor Church, Amalia Hernandez De Los Santos, Arturo Cabriales Gomez, Jorge Hernandez-Calderon, Elizabeth Ascencio Ibarra, Samuel Acencio Ibarra, Loida Lopez-Hinojosa, Sara Lopez-Hinojosa, Hadai Ibarra Najera, Jacinto Pacheco, Miguel Cortez Perez, Jeremias Villar Rodriguez, Juan Pacheco Ruiz, Azucena Vidal Tadeo, Abigail Guzman Torres. (Attachments: # 1 Exhibit A- Order of Immigration Judge, # 2 Exhibit B- Letter from Southern Coalition for Social Justice dated 11/5/10, # 3 Exhibit C- Letter from Southern Coalition for Social Justice dated 1/5/11, # 4 Exhibit D- Letter from Southern Coalition for Social Justice dated 3/14/11) (Brook, Christopher) (Entered: 04/25/2011)
04/25/2011	29	Proposed Order re 28 Response in Opposition to Motion, filed by Abigail Basilio Anorve, Maribel Basilio Anorve, Elide Cruz Azua, Judith Tadeo Basilio, Buen Pastor Church, Amalia Hernandez De Los Santos, Arturo Cabriales Gomez, Jorge Hernandez-Calderon, Elizabeth Ascencio Ibarra, Samuel Acencio Ibarra, Loida Lopez-Hinojosa, Sara Lopez-Hinojosa, Hadai Ibarra Najera, Jacinto Pacheco, Miguel Cortez Perez, Jeremias Villar Rodriguez, Juan Pacheco Ruiz, Azucena Vidal Tadeo, Abigail Guzman Torres. (Brook, Christopher) (Entered: 04/25/2011)
04/26/2011		NOTICE TO COUNSEL re: 28 Response in Opposition to Motion - Counsel did not describe exhibit attachments. Pursuant to Section (L)(2) of the CM/ECF Policy Manual, attachments and exhibits must be identified with a clear and complete description of the document (e.g. Exhibit 1 is insufficient. Affidavit of Jane Doe would meet the requirement). When filing a document with more than five (5) exhibits or attachments, the first attached document must be an index of all of the subsequently attached documents. The clerk has corrected the docket text to identify the attachments. No need to refile at this time. (Jenkins, C.) (Entered: 04/26/2011)
04/26/2011		Remark - Plaintiff's Response in Opposition to Defendant's Motion for Extension of Time and proposed order referred to Dennis P. Iavarone, Clerk of Court. (Talbert, S.) (Entered: 04/26/2011)
04/28/2011	30	REPLY to Response to Motion re 27 MOTION for Extension of Time to File Answer re 1 Complaint, filed by U.S. Citizenship & Immigration Services, U.S. Customs & Border Protection. (Attachments: # 1 Exhibit A - Correspondence Dated December 13, 2010 from U. S. Customs and Border Protection to Elizabeth Simpson, # 2 Exhibit B - Correspondence Dated March 2, 2011 from U. S. Customs and Border Protection to Elizabeth Simpson, # 3 Exhibit C - Correspondence Dated April 27, 2011 from U. S. Customs and Border Protection to Elizabeth Simpson) (West,

		Stephen) (Entered: 04/28/2011)
04/29/2011		Remark - Reply referred to Dennis P. Iavarone, Clerk of Court. (Talbert, S.) (Entered: 04/29/2011)
06/01/2011	31	Amended MOTION for Extension of Time to File Answer re 1 Complaint, by U.S. Citizenship & Immigration Services, U.S. Customs & Border Protection. (Attachments: # 1 Text of Proposed Order) (West, Stephen) (Entered: 06/01/2011)
06/02/2011		MOTION REFERRED: 31 Amended MOTION for Extension of Time to File Answer re 1 Complaint. Motion referred to Dennis P. Iavarone, Clerk of Court. (Ruffin, L.) (Entered: 06/02/2011)
06/03/2011	32	ORDER granting 31 Motion for Extension of Time to Answer Complaint. Answer due 6/30/11. Signed by Dennis P. Iavarone, Clerk of Court on 6/3/11. (Talbert, S.) (Entered: 06/03/2011)
06/30/2011	33	MOTION for Extension of Time to File Answer re 1 Complaint, by U.S. Citizenship & Immigration Services, U.S. Customs & Border Protection. (Attachments: # 1 Text of Proposed Order) (West, Stephen) (Entered: 06/30/2011)
07/01/2011		MOTION REFERRED to Dennis P. Iavarone, Clerk of Court: 33 MOTION for Extension of Time to File Answer 1 Complaint. (Talbert, S.) (Entered: 07/01/2011)
07/01/2011		NOTICE OF DEFICIENCY re: 33 Motion for Extension of Time to File Answer - Counsel inadvertently attached a proposed order for another case to this Motion. Counsel is directed to file a corrected Proposed Order. (Talbert, S.) (Entered: 07/01/2011)
07/05/2011	34	Proposed Order re 33 MOTION for Extension of Time to File Answer re 1 Complaint, filed by U.S. Citizenship & Immigration Services, U.S. Customs & Border Protection. (West, Stephen) (Entered: 07/05/2011)
07/05/2011		Remark - Corrected Order forwarded to Dennis P. Iavarone, Clerk of Court. (Talbert, S.) (Entered: 07/05/2011)
07/06/2011	35	ORDER granting 33 Motion for Extension of Time to Answer U.S. Citizenship & Immigration Services and U.S. Customs & Border Protection answer due 8/1/2011. Signed by Dennis P. Iavarone, Clerk of Court on 7/6/2011. (Ruffin, L.) (Entered: 07/06/2011)
07/29/2011	36	MOTION for Extension of Time to File Answer re 1 Complaint, by U.S. Citizenship & Immigration Services, U.S. Customs & Border Protection. (Attachments: # 1 Text of Proposed Order) (West, Stephen) (Entered: 07/29/2011)

07/29/2011		MOTION REFERRED to Dennis P. Iavarone, Clerk of Court: 36 MOTION for Extension of Time to File Answer re 1 Complaint. (Tripp, S.) (Entered: 07/29/2011)
08/01/2011		Motion No Longer Referred Dennis P. Iavarone, Clerk of Court: 36 MOTION for Extension of Time to File Answer re 1 Complaint. (Talbert, S.) (Entered: 08/01/2011)
08/01/2011		Motion Submitted to U.S. District Judge Terrence W. Boyle: 36 MOTION for Extension of Time to Answer 1 Complaint. (Talbert, S.) (Entered: 08/01/2011)
08/05/2011	37	ORDER granting 36 Motion for Extension of Time to Answer by All Defendants.Signed by District Judge Terrence W. Boyle on 8/5/11. (Tripp, S.) (Entered: 08/08/2011)
08/17/2011	38	**CORRECTED AND REFILED AT 39 ** NOTICE of Voluntary Dismissal by Abigail Basilio Anorve, Maribel Basilio Anorve, Elide Cruz Azua, Judith Tadeo Basilio, Buen Pastor Church, Amalia Hernandez De Los Santos, Arturo Cabriales Gomez, Jorge Hernandez-Calderon, Elizabeth Ascencio Ibarra, Samuel Acencio Ibarra, Loida Lopez-Hinojosa, Sara Lopez-Hinojosa, Hadai Ibarra Najera, Jacinto Pacheco, Miguel Cortez Perez, Jeremias Villar Rodriguez, Juan Pacheco Ruiz, Azucena Vidal Tadeo, Abigail Guzman Torres (Brook, Christopher) Modified on 8/17/2011 (Tripp, S.). (Entered: 08/17/2011)
08/17/2011		NOTICE OF DEFICIENCY re 38 Notice of Voluntary Dismissal. Counsel failed to attach a certificate of service as required by Rule 5(d), Federal Rules of Civil Procedure. Counsel must either refile the document or file a separately captioned document labeled Certificate of Service using the certificate of service event located in Civil Events - Service of Process. (Tripp, S.) (Entered: 08/17/2011)
08/17/2011	39	NOTICE of Voluntary Dismissal by Abigail Basilio Anorve, Maribel Basilio Anorve, Elide Cruz Azua, Judith Tadeo Basilio, Buen Pastor Church, Amalia Hernandez De Los Santos, Arturo Cabriales Gomez, Jorge Hernandez-Calderon, Elizabeth Ascencio Ibarra, Samuel Acencio Ibarra, Loida Lopez-Hinojosa, Sara Lopez-Hinojosa, Hadai Ibarra Najera, Jacinto Pacheco, Miguel Cortez Perez, Jeremias Villar Rodriguez, Juan Pacheco Ruiz, Azucena Vidal Tadeo, Abigail Guzman Torres (Brook, Christopher) (Entered: 08/17/2011)

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Billable Pages:	7	**Cost:**	0.56